PTO/SB/08a (08-03)
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Substitute for form 1449A/PTO

Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

one of two

Complete if Known					
Application Number	10/820,358				
Filing Date	April 7, 2004				
First Named Inventor	Mark A. FLANNERY				
Art Unit	3673				
Examiner Name	Robert G. SANTOS				
Attorney Docket Number	2004-2156.CIP				

			U.S. PAT	TENT DOCUMENTS	
xaminer nitials*	Cite No.1	Document Number  Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
RJ.		US- 7,013,508 B2	03-21-2006	Wu	
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Examiner	Cite No.1	Foreign Patent Document			Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Initials		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>3</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	Τg
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Examiner Signature Pout Signature Considered July 9,2006

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through & local in the conformance and not considered. Include copy of this form with next communication to applicant, Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.usplo.gov">www.usplo.gov</a> or MPEP 901.04. Senter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The Information Is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO				Complete if Known			
15154				Application Number	10/820,358		
INFO	DRMATIO	N DISC	LOSURE	Filing Date	April 7, 2004		
STA	TEMENT	BY AP	PLICANT	First Named Inventor	Mark A. FLANNERY		
				Art Unit	3673		
	(use as many sl	neets as ne	cessary)	Examiner Name	Robert G. SANTOS		
Sheet	two	of	two	Attorney Docket Number	2004-2156.CIP		

		Document Number	U.S. PAT		Pages, Columns, Lines, Where
xaminer itials	Cite No.1	Number Kind Code	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
R.J.		US- 6,578,211 B2	06-17-2003	Tharalson et al.	
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Date

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ctitioner's Docket No. 2004-2156.CIP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark A. Flannery

Serial No.: 10/820,358 Filed: April 7, 2004

For: Mattress Hugging Bed Rail Examiner: SANTOS, Robert G.

Group No.: 3673

Confirmation No.: 8169

Mail Stop Amendment Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Information Disclosure Statement

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicant hereby submits the reference(s) listed on the attached Form(s) 1449 (or equivalent) such that said reference(s) may be considered and made of record. A copy of each of the cited reference(s) is enclosed. No representation is made that any of the listed reference(s) is prior art pursuant to 35 U.S.C. § 102 and/or 35 U.S.C. § 103.

This Information Disclosure Statement is being filed in accordance with the following provision(s):

37 CFR 1.97(c) An information disclosure statement shall be considered by the Office if filed by the applicant after the period specified in paragraph (b) of this section, provided that the information disclosure statement is filed before the mailing date of any of a final action under §

I hereby certify that this correspondence and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date  $\underline{\text{May 1, 2006}}$  in an envelope as "Express Mail Post Office to Addressee" Mailing Number  $\underline{\text{EQ-258-804-435-US}}$  addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Robert J. Vaccison, Reg. No. 32,419

(Information Disclosure Statement-page 1 of 2)

1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by one of: (1) The statement specified in paragraph (e) of this section; or (2) The fee set forth in § 1.17(p).

This information disclosure statement is accompanied by the fee (\$180) set forth in \$1.17(p).

The references listed on the attached PTO-1449 forms were disclosed to applicant with 1) the Office Action of April 4, 2006 of U.S. Patent Application Number 11/157,723, and 2) the Office Action of February 2, 2005 of U.S. Patent Application Number 11/243,899.

Respectfully submitted,

Date: May 1, 2006

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July 9, 2006

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